

REMARKS/ARGUMENTS

Claims 124 – 136 are pending. Claims 1-123 have been cancelled without intending to abandon or to dedicate to the public any patentable subject matter. Support for new claims 124 – 136 can be found at least at page, 29, line 31 – page 30, line 4, page 31, lines 25-33, and page 51, line 10 – page 52, line 18.

Response to Restriction Requirement

In the Office Action mailed March 28, 2008, Claims 1-123 were made subject to restriction and/or election. The claims were restricted into fourteen groups. Applicant hereby elects to prosecute the claims of the Examiner's Group I, claims 1-32, 36-53, 80-84, 86, 87, 99, 100, and 112-123, without traverse, while reserving the right to pursue the non-elected inventions in one or more divisional patent applications. By making this election, Applicants do not intend to abandon or to dedicate to the public any patentable subject matter.

In light of Applicant's election of Group I, the Examiner has also imposed a species election requiring the identification of: A) a disease state to be treated and B) the PUFA agent to be administered. Applicant hereby elects A) schizophrenia, and B) DHA. Should the elected species be found allowable, Applicants expect the Examiner to continue to examine the full scope of the claimed subject matter to the extent necessary to determine the full scope of the patentability thereof, i.e., extending the search to the non-elected species, as is the duty of the Examiner according to M.P.E.P. § 803.02 and 35 U.S.C. § 121.

Appl. No. 10/597,304
Amdt. dated April 29, 2010
Reply to Office Action mailed March 31, 2010

Applicants submit that new claims 124 – 136 are directed to subject matter falling within the Examiner's Group I. Support for new claims 124 – 136 can be found at least at page, 29, line 31 – page 30, line 4, page 31, lines 25-33, and page 51, line 10 – page 52, line 18. Applicant believes that the pending claims are in condition for allowance. If it would be helpful to obtain favorable consideration of this case, the Examiner is encouraged to call and discuss this case with the undersigned.

Respectfully submitted,

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